

**2005 DRAFTING REQUEST**

**Bill**

Received: **10/15/2004**

Received By: **chanaman**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Mukasa**

This file may be shown to any legislator: **NO**

Drafter: **chanaman**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - district attys**

Extra Copies: **RLR, MGD**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

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**Pre Topic:**

DOA:.....Mukasa, BB0209 -

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**Topic:**

Delete restorative justice coordinator statute due to sunset

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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FE Sent For:

<END>

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/P1	chanaman	P1 11/11 jcd	11/11 pg	11/11 pg			

FE Sent For:

<END>

## 2005-07 Budget Bill Statutory Language Drafting Request

- Topic: Deleting appropriation language.
- Tracking Code: (Assigned by Government Operations Team)
- SBO team: Tax and Justice
- SBO analyst: Roger Mukasa
  - Phone: 7-0370
  - Email: [Roger.Mukasa@doa.state.wi.us](mailto:Roger.Mukasa@doa.state.wi.us)
- Agency acronym: DAs
- Agency number: 475

BB0209

**Department of Administration (DOA) Drafting Request  
to the Legislative Reference Bureau**

- ☒ Draft for Possible 2005-07 Budget Bill Introduction
- ☐ Draft for Possible Introduction as Department-sponsored or Independent Bill

<b><u>Subject:</u></b>	District Attorneys
<b><u>Request Date:</u></b>	October 13, 2004
<b><u>DOA Contact for Drafting Information (phone):</u></b>	Roger Mukasa, 7-0370 John Koskinen, 6-2081

**Brief Description of Intent:**

Delete the entire s. 978.044 as it sunsets on June 30, 2005, per s. 978.044(5).

ab b 1312

**Statutory Changes Proposed:**

Delete section.

**Related Statutory Citations (if appropriate):**

None.

☐ Additional Material(s) attached.



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0536/P1

CMH:.....

DUE 11/19

DOA:.....Mukasa, BB0209 - Delete restorative justice coordinator statute  
due to sunset

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

COURTS AND PROCEDURE  
DISTRICT ATTORNEYS  
SUB HEAD  
don't gen cat  
don't gen cat

1 AN ACT ...; relating to: the budget

*Analysis by the Legislative Reference Bureau*

Current law requires the district attorney of Milwaukee County and the district attorney of another county, as selected by DOC, each to assign one assistant district attorney to be a restorative justice coordinator (coordinator). Each coordinator must establish a program to provide support to victims of crime, help reintegrate the victims into community life, and provide a forum to: allow offenders to meet with the victims or engage in other activities to discuss the impact of their crimes, explore potential restorative responses by the offenders, and provide methods to reintegrate the offenders into community life. The coordinators must assist other district attorneys in establishing similar programs in other counties. The coordinators must keep data regarding the time spent, the number of victims and offenders served, the types of offenses, the program addresses, and the rate of recidivism. DOA must maintain the data that the coordinators gather.

These requirements expire on June 30, 2005. This bill repeals the statutes that create the ~~program~~ requirements

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 978.03 (3) of the statutes is amended to read:

978.03 (3) Any assistant district attorney under sub. (1), (1m), or (2) must be an attorney admitted to practice law in this state and, except as provided in ss. 978.043 and 978.044, may perform any duty required by law to be performed by the district attorney. The district attorney of the prosecutorial unit under sub. (1), (1m), or (2) may appoint such temporary counsel as may be authorized by the department of administration.

**History:** 1989 a. 31; 1991 a. 39; 1999 a. 9; 2001 a. 16.

**SECTION 2.** 978.044 of the statutes is repealed.

**SECTION 3.** 978.05 (8) (b) of the statutes is amended to read:

978.05 (8) (b) Hire, employ, and supervise his or her staff and, subject to ~~ss. s.~~ s. 978.043<sup>✓</sup> and ~~978.044~~, make appropriate assignments of the staff throughout the prosecutorial unit. The district attorney may request the assistance of district attorneys, deputy district attorneys, or assistant district attorneys from other prosecutorial units or assistant attorneys general who then may appear and assist in the investigation and prosecution of any matter for which a district attorney is responsible under this chapter in like manner as assistants in the prosecutorial unit and with the same authority as the district attorney in the unit in which the action is brought. Nothing in this paragraph limits the authority of counties to regulate the hiring, employment, and supervision of county employees.

**History:** 1989 a. 31, 117, 336; 1991 a. 16, 32, 39; 1993 a. 98; 1995 a. 27 ss. 7291, 7292, 9116 (5), 9130 (4); 1995 a. 77, 201, 448; Sup. Ct. Order No. 96-08, 207 Wis. 2d xv (1997); 1997 a. 3, 35, 73; 1999 a. 9; 2001 a. 16.

**(END)**



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0536/P1

CMH:jld:pg

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**(END)**